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April 17, 2006

Via CM/ECF Filing and Hand Delivery

The Honorable Gregory M. Sleet
United States District Court
District of Delaware
844 King Street
Wilmington, DE 19801

Re: **Price v. Chaffinch, No. 04-956-GMS**
Foraker v. Chaffinch, No. 04-1207-GMS
Revisions to Binders of Defendants' Contested Exhibits

Dear Judge Sleet:

In March 2005, after two doctors had determined that Plaintiffs Price and Warren had suffered irreversible and significant hearing loss that rendered them unfit for duty, the human resources section of the Delaware State Police put together a short list of other troopers who had suffered injuries in order to see how such troopers had been treated historically. On March, 22, 2006, prior to the filing of the draft of the parties' joint Final Pretrial Order, Defendants sought Plaintiffs' agreement to include this list of troopers as one of Defendants' exhibits. Plaintiffs were unable to respond to Defendants' request, and the document was not included in Defendants' exhibit list as filed.

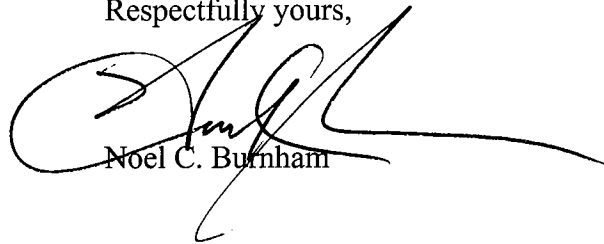
Defendants have again asked Plaintiffs whether they would stipulate to the inclusion of the trooper list as a defense exhibit and whether they had any objections to the admissibility of the documents. In response, Plaintiffs have not raised any objections to putting the document on Defendants' exhibit list (Schedule (c)(1) of the draft Final Pretrial Order). However, they have raised objections to the exhibit itself. Accordingly, I have attached a revised Schedule (c)(1) listing Defendants exhibits, including the list of troopers as "D90." This revised schedule contains Plaintiffs' objections and Defendants' response to those objections. Also attached is a copy of exhibit D90, which belongs in the contested exhibits binders for both the Price and the Foraker case.

MONTGOMERY, McCracken, Walker & Rhoads, LLP

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We are available of course to make the necessary changes to the draft Final Pretrial Order and to the binder of Defendants' exhibits if it would be helpful to the Court. We thank the Court for this accommodation and its ongoing patience.

Respectfully yours,



Noel C. Burnham

cc: Thomas S. Neuberger, Esq. (w/encls. via CM/ECF filing and U.S. mail)
Stephen J. Neuberger, Esq. (w/encls. via CM/ECF filing and U.S. mail)
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**Schedule (c)(1)
Defendants' Exhibits**

2. The following exhibits were offered by Defendants and marked for identification. Plaintiffs objected to their receipt in evidence on the grounds stated.

<u>DEFENDANTS' EXHIBIT NO.</u>	<u>DESCRIPTION</u>	<u>PLAINTIFFS' BASIS FOR OBJECTION</u>	<u>DEFENDANTS' RESPONSE TO OBJECTION</u>
D1	Letter dated October 12, 2004 from R. Thomas Wagner, Jr. to Governor Minner	No objection.	So it is admitted.
D2	Letter, undated, from Gregory A. Warren to Thomas Wagner	No objection.	So it is admitted.
D3	"My Chronology with the Firearms Training Facility" dated May 11, 2004 prepared by Wayne Warren for the State Auditor's Office	No objection.	So it is admitted.
D4	"Statement to Auditor's Office" dated May 12, 2004 prepared by B. Kurt Price for the State Auditor's Office	No objection.	So it is admitted.
D5	"Concerns about the Firearms Training Unit Facility," undated, prepared by Wayne Warren	No objection.	So it is admitted.
D6	"Statement to Auditors" dated May 12, 2004 prepared by Christopher D. Foraker	No objection.	So it is admitted.
D7	Delaware State Police Firearms Training Unit Annual Report for 2001	No objection.	So it is admitted.

<p>D8</p>	<p>Report on "Lead Exposure at the Firing Range," dated October 17, 2000 prepared by Joseph A. Swiski for Gerald R. Pepper.</p>	<p>Objection - this un-bates stamped document was never produced in discovery and plaintiffs were not able to test its underlying assumptions and assertions</p> <p>FRE 401-402 (relevance) – what constitutes a dangerous lead level is not a material issue in our case. The issue is whether plaintiffs were acting in good faith when they spoke out about the conditions at the FTU. This is a legal issue that the Court will determine at summary judgment as part of the protected activity determination.</p> <p>FRE 901 (authentication); FRE 801-802 (multiple levels of hearsay); FRE 702 (expert testimony) - all of chapter 7 consists of improper expert opinions from the literature and is inadmissible. All of chapter 2 consists of improper expert medical testimony on what constitutes a dangerous lead level. All of this inadmissible evidence is incorporated into the report in Chapter 1.</p> <p>Defendants would obviously like the jury to believe that there is no danger in the lead levels that plaintiffs have been exposed to. But they cannot make that assertion through an expert without the right to cross examination and in violation of Rule 702.</p>	<p>This exhibit was produced to Plaintiffs on October 27, 2005 (D12809 – D12957).</p> <p>Fed. R. Evid. 401: Defendants will call Ret. Maj. Joseph Swiski to establish the state of knowledge of the DSP leadership at the beginning of the events in the case. Swiski was primarily responsible for the changeover to frangible ammunition in 2001 and the system in place thereafter. This is relevant to what the DSP leadership knew about the lead levels, the ammunition, and the interaction between the bullet trap, the ammunition, and the HVAC system, all of which are central to this case.</p> <p>Fed. R. Evid. 801: The exhibit is not being offered for the truth of the matter asserted, but evidences what Defendants knew and whether their actions were taken in good faith and were reasonable.</p> <p>Fed. R. Evid. 901: Maj. Joseph Swiski can authenticate.</p>
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D9	"Delaware State Police Firearms Training Facility Responsibility Status Analysis" dated February 9, 2004, prepared by Christopher Foraker	No objection.	So it is admitted.
D10	Email dated March 31, 2004 from James Warwick to Christopher Foraker with an attachment entitled "Firearms Training Unit Indoor Range Maintenance and Service Report" prepared by Firearms Training Unit Staff	No objection.	So it is admitted.
D11	Notes taken by Christopher Foraker during the FTU Transition meeting on December 1, 2003	No objection.	So it is admitted.
D12	Notes taken by Ralph Davis during the FTU Transition meeting on December 1, 2003	No objection.	So it is admitted.
D13	Email dated December 11, 2003 from Ralph Davis to Christopher Foraker re "FTU Issues"	No objection.	So it is admitted.
D14	Notes taken by Christopher Foraker during the Staff Meeting with Captain Warren dated December 3, 2003	No objection.	So it is admitted.

D15	Email dated January 5, 2004 from Christopher Foraker to Thomas MacLeish with copies to Paul Eckrich, Gregory Warren and Ralph Davis re "Emergency Range Issues"	No objection.	So it is admitted.
D16	Notes taken by Christopher Foraker during the Davis/Foraker meeting of FTU Issues dated December 12, 2003	No objection.	So it is admitted.
D17	Email from Gregory Warren to Thomas MacLeish, undated, re "Emergency Range Issues"	No objection.	So it is admitted.
D18	Email dated January 9, 2004 from Ralph Davis to Christopher Foraker re "Standard Operating Procedures & issues"	No objection.	So it is admitted.
D19	Email dated January 9, 2004 from Christopher Foraker to Gregory Warren with a copy to Ralph Davis re "Range Health issues and Departmental liability"	No objection.	So it is admitted.
D20	Email dated January 26, 2004 from Gregory Warren to Christopher Foraker re "Bullet Trap Update/Air Handler"	No objection.	So it is admitted.
D21	Notes re "Air Quality Test" prepared by Christopher Foraker, undated	No objection.	So it is admitted.

D22	"Delaware State Police Academy Training Committee Agenda" with notes taken by Paul Eckrich, dated January 5, 2004	No objection.	So it is admitted.
D23	Notes taken by Paul Eckrich of a meeting dated January 30, 2004	No objection.	So it is admitted.
D24	Notes taken by Thomas MacLeish of a meeting dated January 30, 2004	No objection.	So it is admitted.
D25	Notes taken by Paul Eckrich of a meeting dated February 2, 2004	No objection.	So it is admitted.
D26	"Delaware State Police Firearms Training Range Current Range Status and Analysis," dated January 30, 2004 prepared by Gregory Warren	No objection.	So it is admitted.
D27	Email dated February 4, 2004 from Christopher Foraker to Gregory Warren with a copy to Ralph Davis re "Safety & Range maintenance concerns"	No objection.	So it is admitted.
D28	Email dated February 27, 2004 from Christopher Foraker to Gregory Warren and Ralph Davis re "Environmental Solution/Clark Nexsen"	No objection.	So it is admitted.
D29	Email dated February 3, 2004 from Kurt Price to Christopher Foraker re "Medical Evaluation"	No objection.	So it is admitted.

D30	Email dated April 23, 2004 from Christopher Foraker to Robert Kracyla, Donald Boulerville, Timothy Morris, Wayne Warren, Kurt Price and James Warwick re "TAD Firearms Instructors"	No objection.	So it is admitted.
D31	Email dated February 23, 2004 from Christopher Foraker to Ralph Davis re "FTU staffing"	No objection.	So it is admitted.
D32	Email dated April 23, 2004 from Thomas MacLeish to Christopher Foraker with copies to Gregory Warren, Ralph Davis and Paul Eckrich re "FTU personnel issues"	No objection.	So it is admitted.
D33	Email dated May 4, 2004 from Kurt Price to Christopher Foraker re "Meeting with Lt. Col. MacLeish"	No objection.	So it is admitted.
D34	Notes taken by Thomas MacLeish of a meeting dated February 2, 2004	Provided Col. MacLeish authenticates the document and reads in his illegible handwriting, subject to cross examination, plaintiffs do not object to this document.	Plaintiffs' "Objection" does not warrant a response.

D35	Notes taken by Paul Eckrich of a meeting dated February 10, 2004; notes taken by Thomas MacLeish of same meeting	Plaintiffs do not object to the top page of this document which is apparently in Eckrich's handwriting. Plaintiffs object to the second page which is in someone else's handwriting, because of surprise. This was never produced in discovery and is not bates stamped. Lack of authentication (FRE 901) and hearsay. (FRE 801-802).	The part of the exhibit to which Plaintiffs object was produced on July 18, 2005 (D2425). Fed. R. Evid. 901: Col. Thomas MacLeish can authenticate the second page of the exhibit.
D36	Notes taken by Paul Eckrich of two meetings dated February 25, 2004	No objection.	So it is admitted.
D37	Notes taken by Paul Eckrich of a meeting dated March 1, 2004	Plaintiffs have no objection to page 1 of this exhibit dated March 1, 2004. Plaintiffs object to pages 2 and 3 of this exhibit, dated Feb. 25, 2004, because they contradict DX 36 which purports to be minutes of the same meeting. Accordingly, plaintiff objects under FRE 901 (authentication) an FRE 801-802 (hearsay)	Fed. R. Evid. 901: Maj. Paul Eckrich can authenticate the exhibit.
D38	Notes taken by Paul Eckrich of a meeting dated March 4, 2004	No objection.	So it is admitted.
D39	Notes taken by Paul Eckrich of a meeting dated March 16, 2004	No objection.	So it is admitted.

<p>D40</p>	<p>“Indoor Firing Range Blood/Lead Level Study,” dated March 12, 2004 from John Yeomans to Thomas MacLeish</p>	<p>Objection - this un-bates stamped document of approximately 100 pages was never produced in discovery and plaintiffs were not able to test its underlying assumptions and assertions.</p> <p>Now defendants seek to prove that a blood lead level under 40 is safe. In contradiction, in DX 8 above, they offered 20 as a safe level.</p> <p>FRE 401-402 (relevance) – what constitutes a dangerous lead level is not a material issue in our case. The issue is whether plaintiffs were acting in good faith when they spoke out about the conditions at the FTU. This is a legal issue that the Court will determine at summary judgment as part of the protected activity determination.</p> <p>FRE 403 (confusion of the issues; undue delay). Confusion of the issue - see explanation to FRE 401-402 immediately above. Undue delay – this defense exhibit will require a mini-trial on what constitutes a safe lead level.</p> <p>FRE 901 (authentication);</p> <p>FRE 801-802 (multiple levels of hearsay);</p> <p>FRE 702 (expert testimony).</p>	<p>The exhibit was produced to Plaintiffs on July 18, 2005 (D2206 – D2342).</p> <p>Plaintiffs’ reference to D8 is not an objection; the exhibits speak for themselves.</p> <p>Fed. R. Evid. 401: Like the Swiski report (D8), this document shows the state of mind of the DSP leadership during the relevant time period. Plaintiffs intend to argue that the leadership was insensitive to their health concerns. This document establishes that the leadership demonstrated great concern for Plaintiffs’ health, promptly investigating every issue exhaustively. Rather than retaliate, Col. MacLeish bent over backwards to care for the FTU troopers. The lead level study by Capt. Yeomans was part of that effort.</p> <p>Fed. R. Evid. 801: The exhibit is not being offered for the truth of the matter asserted, but evidences what Defendants and Plaintiffs knew and whether their actions were taken in good faith and were reasonable. To this end, it is noted that Plaintiffs first received a copy of the Yeomans report on March 17, 2004.</p> <p>Fed. R. Evid. 901: Capt. John Yeomans can authenticate the exhibit.</p>
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D41	"State of Delaware First Report of Occupational Injury or Disease" dated March 16, 2004 for Wayne Warren	No objection.	So it is admitted.
D42	"State of Delaware First Report of Occupational Injury or Disease" dated March 16, 2004 for Brian Price	No objection.	So it is admitted.
D43	"State of Delaware First Report of Occupational Injury or Disease" dated April 22, 2004 for Christopher Foraker	No objection.	So it is admitted.
D44	Notes taken by Paul Eckrich of a meeting dated March 17, 2004	FRE 901 (authentication); 801-802 (multiple levels of hearsay – lack of cross examination)	Fed. R. Evid. 901: Maj. Paul Eckrich can authenticate the exhibit.
D45	Notes taken by Paul Eckrich of a meeting dated March 22, 2004	No objection.	So it is admitted.
D46	"Chronology of Events," undated, prepared by Paul Eckrich	FRE 901 (authentication); 801-802 (multiple levels of hearsay) – lack of cross examination)	Fed. R. Evid. 901: Maj. Paul Eckrich can authenticate the exhibit.
D47	Notes taken by Paul Eckrich of a meeting dated March 24, 2004	FRE 401-402 (multiple levels of hearsay – remarks attributed to Secretary Homer); FRE 901 (authentication)	Fed. R. Evid. 901: Maj. Paul Eckrich can authenticate the exhibit.
D48	Memo dated November 8, 1998 from Brian FitzPatrick to William Bryson re "Range ventilation problem"	No objection.	So it is admitted.

D49	Memo dated December 3, 1998 from Brian FitzPatrick to Thomas DiNetta re "Range Ventilation"	No objection.	So it is admitted.
D50	Memo dated April 29, 1999 from Brian FitzPatrick to Thomas DiNetta re "Range Project"	No objection.	So it is admitted.
D51	Pictures of bullet trap at the FTU	No objection.	So it is admitted.
D52	Compiled medical records of Kurt Price	No objection.	So it is admitted.
D53	Compiled medical records for Christopher Foraker	No objection.	So it is admitted.
D54	Compiled medical records for Wayne Warren	No objection.	So it is admitted.
D55	Compiled medical records for James Warwick	FRE 401-402 (relevance). Cpl Warwick is not a party to this case.	Fed. R. Evid. 401: The exhibit evidences Defendants' treatment of a similarly situated trooper.
D56	Delaware State Police Performance Appraisal for Richard Ashley for March 17, 2003 through September 30, 2003	FRE 401-402 (relevance)	Fed. R. Evid. 401: The exhibit demonstrates praise for Ashley's mechanical prowess with the bullet trap and his hard work to maintain the bullet trap in excellent working condition.
D57	Email dated January 22, 2003 from Richard Ashley to Joseph Swiski with copies to Galen Purcell and Gregory Warren re "Range Air Handlers"	No objection.	So it is admitted.

D58	"Delaware State Police Firearms Training Facility Air Handling System Review and Analysis," undated, prepared by Ralph Davis	No objection.	So it is admitted.
D59	Email dated June 23, 2004 from John Yeomans to Ralph Davis re "FTU issues"	No objection.	So it is admitted.
D60	Email dated March 17, 2004 from Christopher Foraker to Gregory Warren and Ralph Davis with copies to Wayne Warren, Kurt Price and James Warwick re "FYI"	No objection.	So it is admitted.
D61	Notes taken by Ralph Davis of a meeting dated March 4, 2004	FRE 901 (authentication); FRE 801-802 (hearsay)	Fed. R. Evid. 901: Ralph Davis will be able to authenticate the exhibit.
D62	Notes taken by Ralph Davis of a meeting dated March 17, 2004	No objection.	So it is admitted.
D63	Fax Cover Sheet from Cpl/3 Kurt Price to Omega Medical Center re "Lead [and] copper tests, as well as Physical examinations," dated February 20, 2004	Objection – for the reasons stated in plaintiffs' pending motion to strike; and that this document was not produced in discovery despite relevant requests.	<u>See</u> Defendants' Answering Brief to Motion to Strike (D.I. # 110)
D64	Disability Leave/Modified Duty Assignment During Rehabilitation From Injury or Illness CA at A-465 – A-472	No objection.	So it is admitted.

D65	Letter from Col. Clifford M. Graviet to Cpl/2 Joseph M. Condrion (dated Mar. 26, 1992) D1480 – D1481	FRE 401-402 (relevance); FRE 801-802 (hearsay – lack of cross examination); FRE 901 (authentication)	Fed. R. Evid. 401: Plaintiffs contend Defendants concocted light-duty letters specifically designed to embarrass and harass them. This 1992 letter was the model light-duty letter; former HR Director John Dillman used this form over the course of the next ten years, thus conclusively disproving Plaintiffs' claim. Fed. R. Evid. 801: The exhibit is not hearsay. Fed. R. Evid. 901: Capt. John Yeomans, Director of Human Resources, can authenticate the exhibit.
D66	Delaware State Police Uniform Staffing Chart (as of Aug. 19, 2004) CA at A-501	FRE 901 (authentication); FRE 801-802 (hearsay – lack of cross examination)	Fed. R. Evid. 901: Capt. John Yeomans, Director of Human Resources, can authenticate the exhibit. Fed. R. Evid. 803(6): Staffing Reports are made and kept in the in the course of the regularly conducted business activity of the DSP.
D67	Physical Examination Program Defs.' Ans. App. at B-5 – B-8	No objection.	So it is admitted.
D68	E-Mail from J. Yeomans to L. McNatt re FW: FTU issues (dated June 22, 2004) Defs.' Ans. App. at B-4	No objection.	So it is admitted.
D69	E-Mail from R. Davis to J. Yeomans re RE: FTU Issues (dated June 24, 2004) Defs.' Reply. App. at C-2 – C-3	No objection.	So it is admitted.

D70	E-Mail from T. MacLeish to J. Yeomans and M. Tupman re RE: FTU Staff update (dated June 25, 2004) CA at A-502 – A-503	FRE 106 (Rule of Completeness) – this exhibit is partially redacted. The rule of completeness requires at the very least that plaintiffs counsel be able to see what was redacted.	The redacted portion of the exhibit is protected from disclosure by privileges belonging to attorney-client communications.
D71	E-Mail from M. Tupman to T. MacLeish re RE: FTU Staff Update (dated June 25, 2004) CA at A-504	FRE 401-402 (hearsay – lack of cross examination). This is a self-serving after the fact e-mail from one of defendants' attorneys trying to justify their treatment of plaintiffs. Notably, this e-mail is dated after defendants learned that plaintiffs were represented by counsel and intended to sue.	Fed. R. Evid. 801: The exhibit proves Defendants' lack of retaliatory intent and explains their actions. Plaintiffs' comments concerning timing are wrong. Defendants asked for and received advice from counsel before acting on Plaintiffs' cases. Moreover, the date of the exhibit is not grounds for an evidentiary objection. That Plaintiffs were represented and intended to sue even before Defendants took the allegedly adverse action, while perhaps probative of Plaintiffs' own mindset, is not grounds to exclude the exhibit.
D72	Notice from Sgt. R. Ashley to all Troopers and Sections re Fall – 2002 Firearms Qualifications (dated July 1, 2002) CA at A-953 – A-955	FRE 401-402 (relevance)	Fed. R. Evid. 401: This exhibit proves that Richard Ashley did not bypass the chain of command in operational matters.
D73	Documents received by Office of the State Auditor from R. Ashley D2758 – 2770, D2779 – D2783	FRE 401-402 (relevance); FRE 801-802 (hearsay)	Fed. R. Evid. 401: This exhibit proves Richard Ashley's diligent work maintaining the equipment at the range, in contrast to Plaintiffs, who ceased performing routine maintenance.

D74	Compiled medical records for Joseph Forester	No objection. However, plaintiffs note that defendants have objected to plaintiffs' inclusion of these same records on their exhibit list.	
D75	Compiled medical records for Steve Swain	No objection. However, plaintiffs note that defendants have objected to plaintiffs' inclusion of these same records on their exhibit list.	
D76	Compiled medical records for Bruce Peachy	No objection. However, plaintiffs note that defendants have objected to plaintiffs' inclusion of these same records on their exhibit list.	
D77	Compiled medical records for Jerome Loveless	No objection. However, plaintiffs note that defendants have objected to plaintiffs' inclusion of these same records on their exhibit list.	
D78	Compiled medical records for William Merritt	No objection. However, plaintiffs note that defendants have objected to plaintiffs' inclusion of these same records on their exhibit list.	
D79	Compiled medical records for Everett Jackson	No objection. However, plaintiffs note that defendants have objected to plaintiffs' inclusion of these same records on their exhibit list.	
D80	Compiled medical records for Shawn Nowrey	No objection. However, plaintiffs note that defendants have objected to plaintiffs' inclusion of these same records on their exhibit list.	

D81	Compiled medical records for Jahn Hitchens	No objection. However, plaintiffs note that defendants have objected to plaintiffs' inclusion of these same records on their exhibit list.	
D82	Compiled medical records for James Mosley	No objection. However, plaintiffs note that defendants have objected to plaintiffs' inclusion of these same records on their exhibit list.	
D83	Compiled medical records for Joseph Condon	No objection. However, plaintiffs note that defendants have objected to plaintiffs' inclusion of these same records on their exhibit list.	
D84	Compiled medical records for Paul Sczbelek	No objection. However, plaintiffs note that defendants have objected to plaintiffs' inclusion of these same records on their exhibit list.	
D85	Compiled medical records for Michael Jordan	No objection. However, plaintiffs note that defendants have objected to plaintiffs' inclusion of these same records on their exhibit list.	
D86	Compiled medical records for Christine Price	No objection. However, plaintiffs note that defendants have objected to plaintiffs' inclusion of these same records on their exhibit list.	
D87	Compiled medical records for James Romanelli	No objection. However, plaintiffs note that defendants have objected to plaintiffs' inclusion of these same records on their exhibit list.	

D88	Compiled medical records for Robert Schleifer	No objection. However, plaintiffs note that defendants have objected to plaintiffs' inclusion of these same records on their exhibit list.	
D89	Organizational Profile Delaware State Police	No objection.	
D90	List of Troopers prepared by DSP Human Resources Section (dated March 4, 2005)	<p>Fed.R.Evid. 401-402 (relevance). Many of the individuals listed in this document have never been suggested by plaintiff to be comparators for any issues in this case.</p> <p>FRE 403 (confusion of the issues). See objection to FRE 401-402 above.</p> <p>FRE 802 (hearsay)</p> <p>FRE 807 (lacks circumstantial guarantees of trustworthiness). As discovery in this case has revealed, the DSP internally communicates via e-mail, memo and letters. Yet this unmarked document contains no official markings whatsoever. It could have been created yesterday.</p> <p>FRE 901 (lack of authentication)</p>	<p>Fed. R. Evid. 401: True comparators are not other troopers identified by Plaintiffs based on their limited view of the case. Rather, troopers whose experience and treatment under the DSP's leave policies were know about and considered by Defendants are proper comparators. This exhibit identifies those relevant comparators.</p> <p>Fed. R. Evid. 801 & 802: This exhibit is not being offered for the truth it asserts but for the effect on its readers and as evidence of the Defendants' state of mind.</p> <p>Fed. R. Evid. 807: This specific exception to the hearsay rule does not apply because this document is not hearsay under Fed. R. Evid. 801.</p> <p>Fed. R. Evid. 901: Capt. John Yeomans, Director of Human Resources, can authenticate the exhibit.</p>

Odgen, Richard

3/6/93 Injury – light duty until 9/27/94
June 95 doctor indicated not able to return to full duty
Disability Pension 8/1/95

Sherwood, Garold

July 93 injury – light duty until Disability Pension 8/1/95

McGraw, Michael

4/5/94 injury – light duty until Disability Pension 8/1/96
11/95 sent him letter explaining 2 yrs. restriction
1/96 sent him to MCD – pension in 8/96

Price, Phillip

10/24/94 injury – light duty until Disability Pension 8/1/96

Price, Chris

4/10/87 original injury
pregnant 1988
pregnant 1993
4/12/94 re-injury
back and forth with medical appointments, documentation, restrictions, etc.
Partial Disability Pension 2/1/97

Hazzard, Reginald

6/17/97 light duty – July 97 surgery then off until Disability Pension 1/1/98

Jordan, Michael

12/10/98 light duty – March 99 surgery then light duty until Disability Pension 6/1/00

Tate, Ronald

October 2000 – light duty – February 01 doctor declared injury permanent
Disability Pension 3/1/01

Jackson, Everett

6/2/99 back surgery – returned to light duty 8/2/99
4/27/01 off again – returned to light duty 5/15/01
8/1/01 date used for 2 years limit
8/11/01 off again
10/31/01 filed service pension application effective 5/17/02

Merritt, William

Suspended with pay 1/3/00 - 4/6/01 started to use sick leave – Terminal Leave began 9/5/01 thru 3/1/02 Pension date

Romanelli, James

7/24/99 injury – off and back on light duty several times

Applied for Disability Pension on 6/28/01

10/1/01 Partial Disability Pension – he appealed and allowed to remain on payroll until full Disability Pension awarded 5/1/02

Loveless, Jerome

10/3/99 injury – light duty (few weeks over 2 year period –oversight)

Applied for Disability Pension on 10/29/01

11/1/01 Partial Disability Pension – he appealed and allowed to remain on payroll until full Disability Pension awarded 8/1/02

Citro, David

1/4/01 light duty – Applied for Disability Pension 10/18/02

Disability Pension awarded 2/01/03

Schleifer, Robert

1/26/02 accident off until Disability Pension 6/1/03

Owings, John

11/21/01 – off duty – light duty (doctor estimated that he would be able to return to full duty 11/1/03)

Disability Pension awarded 12/1/03

Peachey, Bruce

2/9/02 injury – returned to light duty 6/28/02 – 8/19/03 has reached maximum recovery upon receipt of medical documentation he will apply for Disability Pension

Disability Pension awarded 2/1/04

Nowrey, Shawn

3/26/03 back surgery – returned to light 5/5/03 until Disability Pension 3/1/04

3/4/05

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